IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLIATION NO.1372/06

Hanmant Baban Koli .... Applicant

V/s.

The State of Maharashtra .... Respondent

Shri.A.B. Vagyani Adv. for the applicant.
Miss M.H. Mahatre APP for the State.

CORAM : V.M. KANADE, J.
DATED : 13/04/06

P.C.:-

1. Heard the learned counsel for the applicant and the learned APP for the State.

2. The applicant was arrested in connection with C.R.No.299/2005 registered with Sangli City Police Station for the offences punishable U/s.306, 498-A and 323 of IPC on 15/12/2005. Chargesheet has been filed. There are two issues out of marriage.

3. It is alleged that the applicant was addicted to liquor. He used to demand money from his wife. His wife frustrated over his habits and due to constant demand for money for the purpose of satisfying his

desire to drink liquor committed suicide. It is a admitted position that there was no demand of dowry and quarrel between husband and wife was over addiction of applicant of drinking liquor.

4. Considering the facts and circumstances of the case the applicant be released on bail in the sum of Rs.5,000/- with one or two sureties in like amount. The applicant shall not enter jurisdiction of Sangli City Police Station. The applicant shall report to Vishram Baug Police Station once in a month.

5. The applicant shall not tamper with the evidence or threaten the witnesses. If any complaint is received by the Investigating Officer, the Public Prosecutor is at liberty to file an application for cancellation of bail.

6. The Trial Court shall not be influenced by any observations made by this Court while deciding the application and they shall not be construed as an expression of opinion on merits of the case.

7. The application is accordingly disposed of.

V.M. KANADE J.